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DEPARTMENT OF NATURAL RESOURCES

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Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

September 11, 2008

Peter Gordon
Wasatch Gravel and Rock
1282 West 1200 South
Woods Cross, UT 84087

Subject: Findings of Informal Conference for Cessation Order # MC 2008-01-04 Wasatch Gravel and Rock, Barney Mine, M0490065, Utah County, Utah

Dear Mr. Mascaro:

On August 7, 2008 at 9:00 am, an informal conference associated with the referenced cessation order was held. The informal conference was scheduled at the request of the operator to contest the fact of the violation, and if upheld, to review the amount of civil penalty assessed. Attending this conference were John Baza, Dana Dean, Lynn Kunzler and Tom Munson of the Division, and Peter Gordon representing the Operator. After hearing the testimony of the Division Inspector and Assessment Officer, and from the Operator, the following conclusions are made:

With Regards to Cessation Order MC-2008-01-04, this violation is **vacated**. It is determined that while the permit transfer had not been filed with the Division and a reclamation surety provided by the new operator, The previous operator had given permission for the Wasatch Gravel and Rock to operate under their permit while the permit transfer was being processed. At the time of the inspection, the Inspector was not aware of this agreement, and thus properly issued the cessation order.

Please don't hesitate to call if you have any questions regarding this matter.

Sincerely,

John Baza
Director, Utah Division of Oil Gas and Mining

JB:LK:pb

cc: Lynn Kunzler, DOGM

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